this file contains mul 1-44 (23, 25) also

App F IX-4

Previous References
mul 1-42 (38, 39)

1944-45
(ml)

File No. 1-45
Serial Nos ~~1~~, 103

Later References.

GENERAL AND REVENUE SECRETARIAT

Serial Nos
three

Part B for ✓ orders

SUBJECT

Pension to Syed Ismail ochoi muntasib Magadi town municipality

L 109-10 ₹ 2 4 46

R

Dy Comm Bijapur to Comptroller Dharwar

Due to Kal-Syed Ismail be treated as having been confirmed as ochoi Muhtasibi with effect from 1.2.27 in a permanent Vacancy in the Magadi town municipality and the pension admissible under the rules of Govt

6820/L

Letter No MC 5622/43 dated 4.4.43 from the Dy Collr Bellary Dist Requesting Consideration Re. the payment of pension to Syed Ismail, ochteri Mutsaddi at Rayadrug

Shaik Haddi

1 One Syed Ismail was a permanent Cartaker Corporation Hall Caretaker on Rs 10/- p.m in the Rayadrug from 3-7-1926 till 1929-30 when he was appointed ochteri Mutsaddi on Rs 12/p m Subs He was removed from Service with effect from 9.4.1943 in Spl Dis L 9692-3/ MC 1-42-1939 dt 24.3.43

2 The point for consideration is that, though the Official has been shown as Sub person in the post of ochteri Mutsaddi from 1929-30 1930 till the date of retirement on 9.4.43, he has not been allowed pension

Reg 'N' 3 The Comptroller on Reference had rejected the proposal for pension to Syed Ismail on the Ground that this Official was only a caretaker carrying no pension Even his subsequent appointment as ochteri Mutsaddi was only Sub person which again means no pension

4 The Dy Collr, Bellary Requests Sympathetic Consideration as the Official has put in a Service of about 18 yrs of which the period from 1929-30 to the date of his retirement (9-4-1943)

6820/L

was tacked in S.P.T. ochira Nuthanadi Ito
was not confirmed in the said post though
the vacancy has a permanent one

'B' The DC, Nagercoil, had resolved on
25-4-1934 that he might be confirmed
in the vacancy but no report seemed
to have been submitted to the DC in the matter

6 The proposal for penalising the above cited
Syed Ismail, Octroi Nuthanadi is submitted for
orders

11/5-7 The opinion of the Comptroller to last
of enquire may be obtained and
proposal of the DC be dropped at
once in P.V.D.

Law dept 11/5/46

P Cw 12-5-46

Dr with all records & papers

12/5 10 Secy 14/5/46

GO 2417/L 11719 of 5-6-46
Calls for his opinion

Letter No 976/Pen of 7-5-46 from the Comptroller to Govt
furnishing his opinion in the matter.

Sec A 12/6

The opinion furnished by the Comptroller is
submitted herewith.

6820 & 6025
44 L

General and Revenue Secretariat | File No | of 194 | [App F III–2

Serial No

1

OFFICE OF THE MINISTER FOR AGRICULTURE
MAY 21 1946
7359

From the opinion furnished by the Comptroller, it is seen that Syed Ismail, Debtor Mutawalli is confirmed with effect from 1-2-27, the date on which he was made S P T in a permanent vacancy, he will have put in a qualifying service of about 16 years, 2 months & 7 days entitling him to a pension of Rs 3-3-0 under Art 320(b) M S R

17/5

(1) Submitted for orders"

16/5

(2) "The proposal may be sanctioned as with financial concurrence."

Revised for Minister for Agri through Secy.

Dow 17/5

7808
17/5

Dow 21/5

Dow 30/5

Dft for Secy

Submitted with draft G.O. for approval

Secy 22/5/46

22/6

TYPING SECTION
No. L-2-5 Contn. sheet 1946
GEN. & REV. SECTT.

8035

File No 1 of 1945

General and Revenue Secretariat

Serial No 103

To The Dy Comm. Bangalore Dt
The Comptroller to Govt.
No L 109-110 dt 2-7-46.

Directs that Syed Ismail be treated as having been Confirmed as Asstt Mutsaddi with effect from 1-2-1927 in a permanent Vacancy in the Magan. Town mlgr & the pension admissible under the rules be granted to him.

BSJ.

-23

6820

ENT O

5

Office of the Deputy Commissioner,
Bangalore District, S
Bangalore, Dated 4th April 1945.

From

K.N. Madhava Rao, Esq., B.A.,
Deputy Commissioner, Bangalore District.

To

C. Narayanaswamy Naidu, Esq., B.A., B.L.,
Legal Remembrancer and Secretary to
the Government of Mysore,
Law Department, Bangalore.

Sir,

Subject:- Pension papers of Syed Ismail
Octroi Mutsaddi of Magadi Town Municipality

I have the honour to state that the above named official who was in Octroi Mutsaddi on Rs.12/- p.m. at Magadi Town Municipality retired from service with effect from 8-4-1945 after the completion of the extension period of 6 months sanctioned in G.O No. L:9092-3-ml 1-42-1939 dated 24-3-1945 (copy enclosed in the file) Pension papers were prepared and sent to the Comptroller in the usual course. The Comptroller has written in his Memo No.Pen.149/43-44 dated 21-1-44 that as the official was only a permanent Cartaker of the Corporation mill at Magadi, his services were not pensionable and that he was not entitled to any pension. It was intimated in this Memo No.Pen.6/43-44 dated 28-2-44 that though the official was a permanent Cartaker of the Corporation mill, the major period of his service in the Municipality was as Octroi Mutsaddi, some gratuity at least might be sanctioned as the official had put in a total service of 18 years, as otherwise it would cause great hardship to him in his old age. This was also refused by the Comptroller in his Memo No.493 Pen dated 4-3-44.

2. It is seen from the Service Register of the official that he has put in a service of 18 years of which the period from 29-40 to the date of his retirement was treated as S.P.I Octroi Mutsaddi. It is further seen that he was continued in the said

ML File No.

To B'

M

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Magad

under

in the said post although the vacancy was a permanent one. It is this omission that has now deprived him of the pension. It is reported that the Magadi Municipal Council had resolved at their meeting held on 25-4-1934 that he might be confirmed in the vacancy, but no report seems to have been submitted to this office and definite orders obtained. The Local Auditors have also remarked in the service Register on 18-6-35 and 27-6-37 that the official has to be confirmed in the post of Octroi Mutsaddi. However no entries were made up to the date of retirement.

As per article 281 read with Art. 27 (B) of M.A.M. Vol II, the Municipal Council is itself competent to confirm the services of the official in question. But as the Deputy Commissioner's office was the unit for the appointments in town and minor municipalities as well, formal orders of confirmation ought to have been obtained from this office. As however the official has put in uninterrupted service as S.P.F. Octroi Mutsaddi, the resolution of the Municipal Council dated 25-4-1934 may now be deemed to be sufficient for his confirmation as Octroi Mutsaddi and sanction of Government may be kindly obtained for the grant of pension as per rules.

I therefore request that orders of Government may be kindly obtained in the matter. This is a hard case deserving sympathy. The -their- records and the Service Register of the official accompany for favour of reference.

I have the honour to be,
Sir,
Your most obedient servant,
N. MacGaud
Deputy Commissioner,
Bangalore District.

Z 4 5th June 1944

[illegible] of Syed Ismail, Oclwr
Saddi at Nagpur Jail"

The Comptroller

Sir, I am directed to forward herewith
a copy of letter No MB 5622/43 dated 4th
June along with its enclosures received from the D.I. Police
Dist on the above subject & to request
you to furnish your opinion on the
proposal made in the last
sentence of the penultimate para
of the above letter

Yours
[illegible]
16/6/44
for Secy to Govt
Genl Dept
[illegible]

Returning Papers of
Mukhoddi at Nagadi

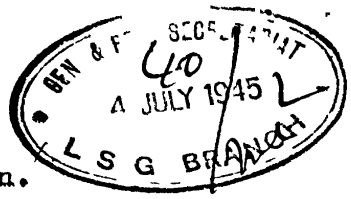
To the Commissioner in Govt
Revenue Department

Sir,

With Reference to your letter No. 776
5622/ Misc. dt. 4.4.45 on the above
subject I am directed to forward
herewith a Copy of and to request
you to furnish your opinion on the point
as expressed in the last sentence of the
penultimate para of the above letter.

I have etc

for Secretary to Govt
Revenue Dept
7/4/45



OFFICE OF THE COMPTROLLER TO THE GOVERNMENT OF
HIS HIGHNESS THE MAHARAJA OF MYSORE,

No 521/Pen. *Bangalore, dated* 29th June *194* 5

From

M SHAMANNA, Esq , M A ,
Comptroller to the Government of
His Highness the Maharaja of Mysore,
BANGALORE

To

The Secretary to Government,
Law Department, Bangalore.

Sir,

Pension papers of Syed Ismail, Octroi Mutsaddi,
Magadi Town Municipality.

With reference to your letter No.L.11719/Ml 1-44-24 dated the 5th June 1945 calling for the opinion of this office on the proposal made in the last sentence of the penultimate para of the Bangalore District Deputy Commissioner's letter No.ML-~~176~~-5622/43-44 dated the 4th April 1945, I have the honour to state that certain further particulars are called for from the Deputy Commissioner and the opinion of this office will be furnished on receipt of his reply.

I have the honour to be,
Sir,
Your most obedient servant,

M Shamanna

RR) Comptroller ~~Incharge.~~

29/6/45

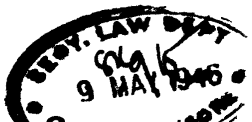
Subject for perusal. Receipt of further reply will be awaited

yes for DS

28/6

28/6

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.



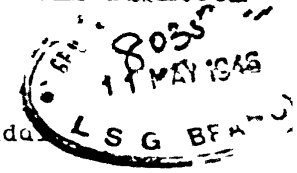
Comptroller's Office, Bangalore

No. 970/Pen. **Dated the** 7 May **194**6.

The Secretary to the Govt. of Mysore,
Law Department, Bangalore.

Sir,

Sub Pension papers of Syed Ismail, Octroi Mutsaddi Magadi Town, Municipality



In continuation of this office no. 521 dated 15-6-45 re the grant of pension to the above Octroi Mutsaddi, I have the honour to state that, it is seen from the pension records received back with replies with letter no. C-5022/45-47 dated 2-1-46 of the Deputy Commissioner, Bangalore that he was appointed as Acting Mutsaddi from 8-8-26 and subsequently treated as S.P.T. from 1-2-27 the date of appointment as such in a permanent vacancy. He was continued as S P T in the same vacancy without being confirmed upto the date of his retirement on 8-1-46.

If under Note 6 to Art. 47 of C. & S. Vol I, he is confirmed against the vacancy of Octroi Mutsaddi with the sanction of Govt. enabling him to count the above service for pension and he will have put in a qualifying service of about 16 years, 2 months and 7 days entitling him to a pension of Rs 6-8-0 under Art. 520(b) of C.S.R.

Early orders of Government are awaited in the matter.

I have the honour to be,
Sir,
Your most obedient servant,
M Shamanna
for Comptroller.

G R S App F VI—G 2]

SUBJECT ..A 25..

Diary No of letter replied to

Section Pol

File No 2-45

Serial No 203

General and Revenue Secretariat

( )

the *194*

Proceedings of the Government of His Highness the Maharaja of Mysore

Date of issue 2.7. 1946

Signed by

Read—Letter no 166 5622/43-44 dy 4-4-1945 from the Dy Commr, Bangalore, recommending, in the circumstances stated, that ~~he~~ one Syed Ismail, octroi Mutsaddi of the Magadi Town mcp. on a pay of Rs 12 p m who ~~was ordered to be~~ retired from service from Order thereon—No 8-4-43 may be treated as having been confirmed in that Vacancy from 1-2-27, the date on which he was appointed on ~~a~~ S.P.T. basis against a permanent Vacancy so as to enable him to get a small pension

2. Letter no 976/Rev dy 7-5-46

May this be—

(i) printed?

(ii) treated as a standing order?

(iii) published in the Gazette, English Part?

(iv) translated?

(v) placed at the disposal of the press?

(vi) published in the Gazette, Kannada Part?

from the Comptroller stating that
if Syed Ismail, octroi Munsabdi
is ~~has been~~ confirmed under Note to Art 47 Mb C.A.C Vol I
with effect from
1-2-27, the date on which he was
made S P.T in a permanent
Vacancy, he will have put
in a qualifying service of
about 16 years, 2 months & 7 days
entitling him to a pension of
Rs 3-3-0 under ~~Rules~~ Art
320(b) Mb.S.R.

Order No 1109—110

Govt are pleased to direct that
Syed Ismail (he retd to above
reld) be treated as having
been Confirmed as octroi Munsabdi in a permanent vacancy in
with effect from 1-2-27, and the
pension admissible ~~to him~~
under the rules be granted to him.

List of Enclosures

By order
for Secy to Govt
Mlg Rev Dept

Copied by

Examined by

To The Dy Commr Bangalore
The Comptroller to Govt.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

R E A D:-

Letter No.M.6.5622/43-44 dated 4th April 1945 from the Deputy Commissioner, Bangalore, recommending, in the circumstances stated, that one Syed Ismail, Octroi Mutsaddi of the Magadi Town Municipality on a pay of Rs.12/- per mensem who retired from service from 8th April 1943 may be treated as having been confirmed in that vacancy from 1st February 1927, the date on which he was appointed on S.P.T. basis against a permanent vacancy so as to enable him to get a small pension.

2.Letter No.976/Pen. dated 7th May 1946 from the Comptroller stating that if Syed Ismail, Octroi Mutsaddi is confirmed under Note to Article 47 M.C.A.C. Vol.I with effect from 1st February 1927, the date on which he was made S.P.T. in a permanent vacancy he will have put in a qualifying service of about 16 years, 2 months and 7 days entitling him to a pension of Rs.3-3-0 under Article 320(b) Mysore Service Regulations.

O R D E R NO. L 109-110/sml 1-45-103

BANGALORE DATED THE 2nd JUNE 1946

Government are pleased to direct that Syed Ismail referred to above be treated as having been confirmed as Octroi Mutsaddi with effect from 1st February 1927 in a permanent vacancy in the Magadi Town Municipality and the pension admissible under the rules be granted to him.

for Secretary to Government,
Revenue Department

The Deputy Commissioner, Bangalore District
The Comptroller to Government

TKD/3